

**BRYAN WESTERFELD (S.B. # 218253)**  
**bwestefeld@calemployerlaw.com**  
**NICOLE E. WURSCHER (S.B. # 245879)**  
**nwurscher@calemployerlaw.com**  
**WALRAVEN & WESTERFELD LLP**  
20 Enterprise, Suite 310  
Aliso Viejo, CA 92656  
Telephone: (949) 215-1997  
Facsimile: (949) 215-1999

**R.J. ZAYED (MN ID #309849)**  
**zayed.rj@dorsey.com**  
**MICHELLE S. GRANT (MN ID #311170)**  
**grant.michelle@dorsey.com**  
**MICHAEL ROWE (MN ID #392598)**  
**rowe.michael@dorsey.com**  
*Admitted pro hac vice*  
**DORSEY & WHITNEY LLP**  
Suite 1500, 50 South Sixth Street  
Minneapolis, MN 55402-1498  
Telephone: (612) 340-2600  
Facsimile: (612) 340-2868

Attorneys for Counterclaim Plaintiffs  
United Healthcare Services, Inc.; UnitedHealthcare  
Insurance Company; and OptumInsight, Inc.

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

ALMONT AMBULATORY SURGERY  
CENTER, LLC, *et al.*,

Plaintiffs,

v.

UNITEDHEALTH GROUP  
INCORPORATED, *et al.*,

Defendants.

UNITED HEALTHCARE SERVICES, INC.,  
*et al.*,

Counterclaim Plaintiffs,

v.

ALMONT AMBULATORY SURGERY  
CENTER, LLC, *et al.*,

Counterclaim Defendants.

Case No 2:14-cv-03053-MWF(AFMx)

**STATUS REPORT REGARDING  
STAY**

Honorable Michael Fitzgerald

Discovery Cut-off: Sept. 14, 2018  
Pretrial Conference: Jan. 7, 2019  
Trial Date: Jan. 29, 2019

1 Counterclaim Plaintiffs (“United”) and Counterclaim Defendants file this  
2 joint status report as required by the Court’s July 25, 2018, Order staying this  
3 litigation “pending completion of the trial or other resolution of related criminal  
4 charges in *United States v. Omid, et al.*, Case No. 17-cr-661 . . . .” (Dkt. 940.)

5 Following several continuances, on April 17, 2023 the District Court  
6 sentenced Mr. Omid to a term of imprisonment of 84 months, although the Court  
7 then granted Mr. Omid’s motion for bail pending his contemplated appeal. (Dkt.  
8 1895). On July 6, 2023, the Court held an evidentiary hearing regarding forfeiture  
9 and restitution issues. (Dkt. 1933.) On July 25, the Court entered its restitution and  
10 forfeiture order against Mr. Omid. (Dkt. 1940.) On August 1, the Court entered an  
11 amended judgment against Mr. Omid (Dkt. 1944), after which he filed a notice of  
12 appeal (Dkt. 1945). On August 14, 2023, the Court sentenced Mr. Omid’s co-  
13 Defendant, Surgery Center Management, LLC (Dkt. 1952), and then entered an  
14 amended judgment two days later (Dkt. 1953). The Court entered a money  
15 judgment against Mr. Omid and Surgery Center Management (Dkt. 1955), and  
16 later declined to stay that order pending appeal (Dkt. 1982).

17 Mr. Omid and Surgery Center Management appealed their conviction and  
18 sentence. (Case No. 23-1719.) On January 16, 2025, the Ninth Circuit affirmed the  
19 conviction, sentence, and restitution amount. (Dkts. 116 and 117.) Mr. Omid and  
20 Surgery Center Management filed a petition for rehearing *en banc*, which the Ninth  
21 Circuit denied on April 3, 2025. (Dkt. 123.) Mr. Omid then filed a petition to stay  
22 the mandate, which the Ninth Circuit denied on April 22, 2025. (Dkt. 129.) In his  
23 motion to stay the mandate, Mr. Omid represented that he intended to file a  
24 petition for a writ of certiorari. (Dkt. 124.)

25 The Parties respectfully request this Court continue the stay pending final  
26 resolution of the Defendants’ direct appeals. The parties will provide another status  
27 report within ninety days.

28

1 Dated: May 5, 2025  
2

3 By: /s/ Michelle S. Grant

4 Michelle S. Grant  
5 Michael Rowe  
6 **DORSEY & WHITNEY LLP**  
7 50 South Sixth Street, Suite 1500  
8 Minneapolis, MN 55402-1498  
9 Telephone: (612) 340-2600  
10 Facsimile: (612) 340-2868

By: /s/ Mark Madison

Mark Madison (SBN 158786)  
1440 N. Harbor Blvd., Suite 900  
Fullerton, CA 92835  
Telephone: (714) 449-3365

*Attorney for Counterclaim  
Defendants*

11 *Attorneys for United Healthcare Services,*  
12 *Inc. United Healthcare Insurance*  
13 *Company, and OptumInsight, Inc.*  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

**CERTIFICATION**

Under Local Rule 5-4.3.4(a)(2)(i), I certify that all signatories on whose behalf this filing is submitted have authorized its filing.

Dated: May 5, 2025

/s/ Michelle S. Grant

Michelle S. Grant

*Counsel for United Healthcare  
Services, Inc. United Healthcare  
Insurance Company, and  
OptumInsight, Inc.*